

**STATE OF NEW MEXICO
WATER QUALITY CONTROL COMMISSION**

**IN THE MATTER OF THE PETITION
FOR ALTERNATIVE ABATEMENT
STANDARDS, FORMER PRICE'S
VALLEY GOLD NORTH DAIRY,
BERNALILLO, SANDOVAL COUNTY,
NEW MEXICO,**

WQCC No. 16-02 (A)

D&G Price Limited Partnership,

Petitioner.

ORDER DENYING MOTION TO CORRECT DECISION AND ORDER

THIS MATTER having come before the Water Quality Control Commission (“Commission”) during its regularly scheduled meeting on December 14, 2021, on the Unopposed Motion to Correct Decision and Order Granting Alternative Abatement Standards (“Motion”) filed on November 23, 2021 by Movant D&G Price LP (“Movant”), requesting that the Commission correct its Decision and Order Granting Alternative Abatement Standards issued in this matter on October 14, 2016, to (a) remove from the Deed Recordation Covenant Restricting and Prohibiting Use of Groundwater (Exhibit B to the Motion) (“Deed Recordation Covenant”) the language restricting the use of the subject property to “non-residential purposes” and (b) change the name and address on the Deed Recordation Covenant from D&HGP to D&G Price, LP, 12231 Academy Rd. NE, #301, Albuquerque, New Mexico, 87111 (Exhibit D to the Motion); Pete Domenici, Jr., appearing as legal counsel for Movant, and John Verheul, appearing as legal counsel for the New Mexico Environment Department; the Commission having heard the arguments and points of law and procedure of legal counsel, and thereafter having duly considered the relief requested in the Motion, as well as the concurrence of Movant’s legal counsel in open hearing that filing a separate

administrative petition for the relief sought in the Motion is well advised; and the Commission being otherwise sufficiently advised in the premises, finds that the Motion is not well taken;

THEREFORE, IT IS ORDERED that the Motion and the relief requested therein is denied in its entirety.

DATED this 16th day of December, 2021.

Stephanie Stringer, Chair
Water Quality Control Commission